



### **Petition for Extension of Time**

Applicant petitions for a two-month extension of time under 37 C.F.R. 1.136 up to and including November 3, 2004. A fee in the amount of \$430.00 for a two-month extension of time is included.

A check in the amount of \$1220.00 is included herewith for the continued prosecution request fee (\$790.00) and a fee for a two-month extension of time (\$430.00). Applicant hereby authorizes the Patent and Trademark Office to charge deposit account number 02-0383 for any other charges necessary for the filing of this Request for Continued Examination.

### **Timeliness of the Request for Continued Examination**

The filing of this Request for Continued Examination is timely and a two-month extension, as opposed to a three-month extension of time, is required. When the applicant files a response to a final office action within two months of the mailing date of the final office action, and when the examiner mails the advisory action after the end of the three-month shortened statutory period, any extension of time is measured from the mailing date of the advisory action. Manual of Patent Examining Procedure, 706.07(f), Part I.

A final office action was issued in this application on May 26, 2004. A response to the final office action was filed within two months of the mailing date of the final office action. Attached as Exhibit A is a confirmation facsimile transmission from the U.S. Patent and Trademark Office, which indicates that the response to the final office action was received on July 26, 2004. The examiner did not mail an advisory action until September 3, 2004, which is after the end of the three-month shortened statutory period. As such, any extensions of time for

this application are calculated from September 3, 2004, which is the mailing date of the advisory action, and the required extension of time for this filing is a two-month extension of time.

If a three-month extension of time is required, Applicant authorizes the U.S. Patent and Trademark Office to charge deposit account no. 02-0383 (016295.0402) for the amount necessary for the required extension of time.

Respectfully submitted,



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Roger Fulghum  
Registration No. 39,678

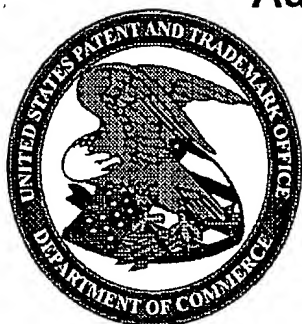
Baker Botts L.L.P.  
910 Louisiana  
One Shell Plaza  
Houston, Texas 77002-4995  
Tel: (713) 229-1707

Date: November 2, 2004

Attorney Docket Number: 016295.0402

# Exhibit A

## Auto-Reply Facsimile Transmission



TO: Fax Sender at 713 229 1522

Fax Information  
Date Received: 7/26/2004 6:39:45 PM [Eastern Daylight Time]  
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DATE	July 26, 2004	FAX NO.	713.229.2707		
PAGES	11 (including cover)	RETURN TO	Roger Fulghum		
TO	Mr. Albert Wang Examiner - U.S.P.T.O.	FAX NO.	703.872.9306		
		VOICE NO.	703.305.5385		
<b>MESSAGE</b>					
Please direct this facsimile to patent examiner Albert Wang in Art Unit 2115. This facsimile concerns the following patent application					
Serial No.	09/473,851				
Applicant:	Alan J. Frazier				
Filed:	December 27, 1999				
Invention:	System and Method for Device Configuration and Management Using a Universal Serial Bus Port				
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<small>If you do not receive all pages, please call: 713.229.1730 or 713.229.1621 for assistance.</small>					
<small>PAGE 1/11 * RCVD AT 7/26/2004 6:39:45 PM [Eastern Daylight Time] * BY:USPTO-EFJDF-1/0 * DNIS:3729306 * CSD:713 229 1522 * DURATION (min-sec):03-08</small>					



Attorney Docket No.: 016295.0402  
Express Mail Label No.: EV 448727717 US  
Date of Deposit with Express Mail: November 2, 2004

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:	§	
	§	
Frazier, Alan J.	§	Group Art Unit: 2115
	§	
Application Serial No.: 09/473,851	§	Examiner: Albert C. Wang
	§	
Filed: December 27, 1999	§	
	§	
Invention: System and Method for Device	§	
Configuration and Management	§	
Using a Universal Serial Bus Port	§	

**AMENDMENT AND REMARKS**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

In response to the Office Action mailed May 26, 2004 and the Advisory Action mailed September 3, 2004, Applicant submits this response and respectfully requests reconsideration of the Examiner's objections and rejections.